

LAW OFFICES

RECEIVED Grant, Konvalinka & Harrison

A PROFESSIONAL CORPORATION

Ninth Floor, Republic Centre
633 Chestnut Street
Chattanooga, Tennessee 37450-0900

Telephone
423/756-8400

Facsimile
423/756-6518

www.gkhpc.com

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Robert S. Grot
David E. Harrison
Katherine Higgason
David C. Higney
John P. Konvalinka
J. Scott McDearman
Richard G. Pearce, Jr.
Jim K. Petty
Donald W. Strickland

*Of Counsel

John R. Anderson
Maurice R. Bowen, Jr.*
Mathew D. Brownfield
Tonya K. Cammon
Harry R. Cash
J. Wayne Cropp, LLC
David M. Elliott
Charles G. Fisher VI
H. Wayne Grant
Scott H. Grant
Steven W. Grant

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Ms. Jean Stone, Hearing Officer
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, Tennessee 37243

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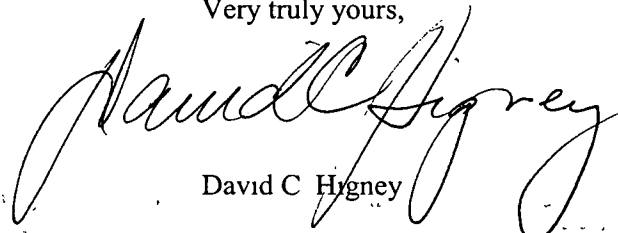
Re: ***Proposed Settlement of Tennessee American Water Company's Petition to Raise
and Increase its Rates; TRA Docket No. 04-00288***

Dear Ms. Stone:

This letter follows the telephone conference conducted on Friday, January 28, 2005, amongst the parties. Although the Chattanooga Manufacturers Association does not agree with an across-the-board rate design, which CMA believes fails to recognize cost of service principles, as proposed in the settlement agreement submitted by Tennessee American Water Company and the Attorney General's Consumer Advocate Division; but, after obtaining the agreement of Petitioner to submit with its next rate case a cost of service study in the same form as that submitted by Dr. Herbert in the Petitioner's last rate case (Docket No. 03-00118), and viewing the significant reduction in the proposed revenue requirement as compared to that which was sought by the Petitioner, the totality of the circumstances make it infeasible to proceed with the hearing.

Thus, CMA will not oppose the proposed settlement agreement between the Consumer Advocate Division and the Tennessee American Water Company, so long as the above-described cost of service study is submitted at the same time as the Tennessee American Water Company (or its successor) files a petition for another rate increase.

Very truly yours,



David C. Higney

DCH:jb

cc: All Parties of Record

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